

Mr. St. Clair received 21 votes and Mr. Davis 6 votes. Mr. St. Clair was declared duly elected.

Mr. Erath moved that a committee of three be appointed to wait upon the Governor and inform him that the Senate was organized and ready to receive any communication he might have to make. Carried, and Messrs. Erath, Parsons, and Durant were appointed the committee. On motion of Mr. Parsons the same committee were to inform the House of Representatives that the Senate was organized and ready to proceed to business. The committee retired and after a short time reported duty performed and that the Governor would make a communication in a few days. The constitutional oath was administered by the President *pro tempore* to the Secretary, Assistant Secretary, Enrolling and Engrossing Clerks, Sergeant-at-Arms, and Doorkeeper. On motion of Mr. Scarborough the Senate adjourned until 10 o'clock tomorrow morning.

Tuesday, November 5, 1861  
10 o'clock A. M.

The Senate met pursuant to adjournment. Prayer by Rev. Mr. Thomas. Roll called. Quorum present. The journal of yesterday was read and adopted.

Mr. Erath offered the following resolution: "**Resolved**, That the Secretary of the Senate be authorized and requested to make arrangements with the Postmaster at the city of Austin to forward letters and papers for the members of the Senate to be paid out of the contingent fund of the Senate." Adopted.

Mr. Parsons offered the following resolution: "**Resolved**, That the Secretary be authorized to employ for the use of the Senate, two porters, whose pay shall not exceed one dollar per day each." Mr. Weatherford moved to strike out the word "two" and insert "one." Carried, and the resolution adopted.

A message was received from the House by their clerk, W. L. Chalmers, announcing the organization of the House and reporting the following list of officers elected by the House for the present session, viz.: Honorable C. W. Buckley, Speaker; W. L. Chalmers, Chief Clerk; W. M. Walton, First Assistant Clerk; E. M. Bacon, Enrolling Clerk; J. L. Garrison, Engrossing Clerk; William N. Hardeman, Sergeant-at-Arms; and J. L. Lovejoy, Doorkeeper.

The following resolution was received from the House: "**Resolved, by the House, the Senate concurring**: "That the two Houses meet in joint session at 12 o'clock A. M. tomorrow to count the vote for Governor and Lieutenant

Governor." Mr. Darden moved that the resolution be sent back to the House for the purpose of having it dated.

Mr. Shelley offered as a substitute the following resolution: "**Resolved**, That, the House concurring, the two Houses will meet in joint session at 11 o'clock A. M. this day to count the votes for Governor and Lieutenant Governor." Carried, and the resolution adopted.

Mr. Parsons offered the following resolution: "**Resolved**, That the Secretary of the Senate be and he is hereby directed to call upon the Secretary of State and request him to furnish each member of the Senate with a copy of Oldham & White's Digest and also with copies of the acts and journals of the last Legislature." Mr. Branch moved to add to the above resolution a copy of the amended Constitution for each Senator. Amendment accepted and the resolution adopted.

Mr. Shelley offered the following resolution: "**Resolved**, That a committee of five Senators be appointed to act in conjunction with a committee on the part of the House to make the necessary preparation for the inauguration of the Governor and Lieutenant Governor." Adopted, and the following committee was appointed by the President: Messrs. Shelley, Harcourt, Boyd, Hartley, and Scarborough.

Mr. Burnett offered the following resolution: "**Resolved**, That the President appoint a committee of five to examine and report such amendments to the rules of the Senate as they may deem necessary for the dispatch of business." Adopted, and the following committee appointed: Senators Burnett, Selman, Darden, Finlay, and Branch.

Mr. Durant offered the following resolution: "**Resolved**, That the Senate, the House concurring, will meet the House on Saturday the 9th instant to elect Senators for the Confederate States from the State of Texas." Laid on the table one day under the rule for consideration.

The Clerk of the House reported that the House concurred in the resolution of the Senate relative to meeting in joint session for the purpose of counting the vote for Governor and Lieutenant Governor.

Mr. Harcourt introduced a bill to regulate the time and manner of electing Confederate States Senators. Read first time and referred to Judiciary committee.

Mr. Parsons moved that the Senate take a recess until the time to go into joint session. Carried.

The recess having expired the Senate was called to order and proceeded to the Hall of the House of Representatives headed by their President **pro tempore**.

### IN JOINT SESSION

The Speaker announced that the two Houses had convened for the purpose of counting the votes for Governor and Lieutenant Governor. Mr. Hartley was appointed teller on the part of the Senate and Messrs. Flewellen and Elmore on the part of the House. On opening the returns from Bexar County it was found that a vote taken at Camp Magruder was irregular; no precinct being established there, a special return was made by the Chief Justice of Bexar County. This return was by the Speaker submitted to the joint session whether it should be counted. Mr. Davis of the House moved that said return be rejected. The yeas and nays being called for, the vote of the Senate was as follows:

YEAS—Messrs. Branch, Burnett, Darden, Erath, Finlay, Guinn, Harcourt, Hartley, Houston, Jordan, Moore, Obenchain, Parsons, Selman, Shelley, and Wheeler—16.

NAYS—Messrs. Batte, Boyd, Casey, Crawford of Fannin, Crawford of Jasper, Durant, Graham, Mitchell, Reed, Scarborough, and Weatherford—11. On the part of the House there were 41 yeas and 20 nays, so the vote was rejected. On motion of Mr. Goodrich of the House, there were deducted from the vote of Red River County as returned the following votes: from F. R. Lubbock's vote 18, from E. Clark's vote 31, from T. J. Chambers' vote 12, from J. M. Crockett's vote 33, from F. F. Foscue's vote 16, those being the votes cast at Fort Arbuckle out of the State of Texas by the volunteers stationed at that place.

The following table shows the result:

| For Governor   | Lubbock | Clark | Chambers | Scattering | For Lieutenant Governor | Crockett | Foscue | Taylor | Jones | Hemphill |
|----------------|---------|-------|----------|------------|-------------------------|----------|--------|--------|-------|----------|
| Counties       |         |       |          |            |                         |          |        |        |       |          |
| Anderson ..... | 154     | 694   | 60       | .....      |                         | 477      | 421    | .....  | ..... | .....    |
| Angelina ..... | 98      | 221   | 85       | .....      |                         | 117      | 227    | 6      | 4     | .....    |
| Atascosa ..... | 80      | 31    | 27       | .....      |                         | 148      | 1      | 33     | ..... | .....    |
| Austin .....   | 249     | 279   | 210      | .....      |                         | 471      | 56     | .....  | ..... | .....    |
| Bandera .....  | 10      | 27    | 1        | .....      |                         | 30       | 2      | 6      | ..... | .....    |
| Bastrop .....  | 311     | 20    | 374      | .....      |                         | 575      | 106    | .....  | ..... | .....    |
| Bee .....      | 73      | 81    | 38       | .....      |                         | 132      | 4      | 38     | ..... | .....    |
| Bell .....     | 228     | 179   | 255      | .....      |                         | 660      | 1      | .....  | ..... | .....    |
| Bexar .....    | 1025    | 289   | 170      | .....      |                         | 1202     | 7      | 207    | ..... | .....    |
| Blanco .....   | 138     | 31    | 95       | .....      |                         | 206      | .....  | 24     | ..... | .....    |
| Bosque .....   | 129     | 74    | 120      | .....      |                         | 223      | 80     | 16     | ..... | .....    |
| Bowie .....    | 198     | 87    | 12       | .....      |                         | 44       | 239    | .....  | ..... | .....    |
| Brazoria ..... | 250     | 112   | 107      | .....      |                         | 433      | 7      | 15     | ..... | .....    |
| Brazos .....   | 133     | 80    | 52       | .....      |                         | 250      | 3      | .....  | ..... | .....    |
| Brown .....    | 62      | 23    | .....    | .....      |                         | 60       | .....  | .....  | ..... | .....    |

| For<br>Governor | Lubbock | Clark | Chambers | Scattering | For<br>Lieutenant<br>Governor | Crockett | Foscoe | Taylor | Jones | Hemphill |
|-----------------|---------|-------|----------|------------|-------------------------------|----------|--------|--------|-------|----------|
| Counties        |         |       |          |            |                               |          |        |        |       |          |
| Buchanan .....  | .....   | ..... | .....    | .....      | .....                         | .....    | .....  | .....  | ..... | .....    |
| Burleson .....  | 221     | 101   | 305      | .....      | .....                         | 581      | 1      | .....  | ..... | .....    |
| Burnet .....    | 155     | 63    | 72       | .....      | .....                         | 233      | 1      | .....  | ..... | .....    |
| Caldwell .....  | 249     | 14    | 188      | .....      | .....                         | 395      | 23     | 21     | ..... | .....    |
| Calhoun .....   | 192     | 110   | 40       | .....      | .....                         | 277      | 51     | 6      | ..... | .....    |
| Cameron .....   | 587     | 46    | 16       | .....      | .....                         | 277      | .....  | 357    | ..... | .....    |
| Cass .....      | 107     | 239   | 214      | .....      | .....                         | 309      | 171    | .....  | 4     | .....    |
| Chambers .....  | 92      | 6     | 34       | .....      | .....                         | 121      | .....  | 2      | ..... | .....    |
| Cherokee .....  | 160     | 872   | 43       | .....      | .....                         | 273      | 769    | .....  | ..... | .....    |
| Clay .....      | .....   | ..... | .....    | .....      | .....                         | .....    | .....  | .....  | ..... | .....    |
| Collin .....    | 387     | 213   | 242      | .....      | .....                         | 594      | 88     | .....  | ..... | .....    |
| Colorado .....  | 250     | 136   | 236      | 53         | .....                         | 566      | 71     | .....  | ..... | .....    |
| Comal .....     | 319     | 38    | 44       | .....      | .....                         | 535      | .....  | 152    | ..... | .....    |
| Comanche .....  | 3       | 106   | 3        | .....      | .....                         | 111      | .....  | .....  | ..... | .....    |
| Cooke .....     | 93      | 157   | 48       | .....      | .....                         | 79       | 202    | .....  | ..... | .....    |
| Coryell .....   | 40      | 58    | 47       | .....      | .....                         | 172      | 9      | 3      | ..... | .....    |
| Dallas .....    | 263     | 452   | 218      | .....      | .....                         | 586      | 140    | 11     | ..... | .....    |
| Denton .....    | 257     | 325   | 29       | .....      | .....                         | 561      | 9      | .....  | ..... | .....    |
| De Witt .....   | 202     | 135   | 120      | .....      | .....                         | 426      | 16     | .....  | ..... | .....    |
| Ellis .....     | 191     | 307   | 76       | .....      | .....                         | 448      | 90     | 14     | ..... | .....    |
| El Paso .....   | 537     | 88    | 1        | .....      | .....                         | 246      | .....  | 340    | ..... | .....    |
| Erath .....     | 65      | 212   | 24       | .....      | .....                         | 253      | 8      | 2      | ..... | .....    |
| Falls .....     | 69      | 56    | 107      | .....      | .....                         | 173      | 13     | 5      | ..... | .....    |
| Fannin .....    | 212     | 235   | 314      | .....      | .....                         | 252      | 418    | 7      | ..... | .....    |
| Fayette .....   | 304     | 49    | 771      | .....      | .....                         | 1021     | 83     | .....  | ..... | .....    |
| Fort Bend ..... | 173     | 157   | 14       | .....      | .....                         | 269      | 67     | 1      | ..... | .....    |
| Freestone ..... | 128     | 376   | 55       | .....      | .....                         | 243      | 325    | .....  | ..... | .....    |
| Galveston ..... | 603     | 60    | 103      | .....      | .....                         | 421      | 303    | .....  | ..... | .....    |
| Gillespie ..... | 267     | 47    | 2        | .....      | .....                         | 264      | .....  | 46     | ..... | .....    |
| Goliad .....    | 117     | 167   | 12       | .....      | .....                         | 266      | 1      | 6      | ..... | .....    |
| Gonzales .....  | 250     | 255   | 238      | .....      | .....                         | 692      | 7      | .....  | ..... | .....    |
| Grayson .....   | 577     | 404   | 151      | .....      | .....                         | 636      | 424    | .....  | ..... | .....    |
| Grimes .....    | 308     | 164   | 286      | .....      | .....                         | 667      | 72     | 3      | ..... | .....    |
| Guadalupe ..... | 127     | 77    | 224      | .....      | .....                         | 290      | 7      | 67     | ..... | .....    |
| Hamilton .....  | 17      | 85    | 11       | .....      | .....                         | 75       | .....  | 10     | ..... | .....    |
| Hardin .....    | 75      | 43    | 45       | 1          | .....                         | 119      | 3      | 20     | ..... | .....    |
| Harris .....    | 1629    | 297   | 306      | .....      | .....                         | 1916     | 250    | .....  | ..... | .....    |
| Harrison .....  | 150     | 313   | 247      | .....      | .....                         | 573      | 126    | .....  | ..... | .....    |
| Hays .....      | 75      | 25    | 157      | .....      | .....                         | 233      | 3      | 3      | ..... | .....    |
| Henderson ..... | 33      | 252   | 40       | .....      | .....                         | 142      | 174    | .....  | ..... | .....    |
| Hidalgo .....   | .....   | ..... | .....    | .....      | .....                         | .....    | .....  | .....  | ..... | .....    |
| Hill .....      | 216     | 231   | 86       | .....      | .....                         | 450      | 8      | 5      | ..... | 10       |
| Hopkins .....   | 144     | 380   | 147      | .....      | .....                         | 226      | 361    | 10     | 5     | .....    |
| Houston .....   | 142     | 90    | 403      | .....      | .....                         | 479      | 81     | 6      | ..... | .....    |
| Hunt .....      | 244     | 143   | 24       | .....      | .....                         | 226      | 101    | .....  | ..... | .....    |
| Jack .....      | 21      | 23    | 4        | .....      | .....                         | 39       | 2      | .....  | ..... | .....    |
| Jackson .....   | 88      | 25    | 92       | .....      | .....                         | 168      | 20     | 5      | ..... | .....    |
| Jasper .....    | 79      | 277   | 5        | 4          | .....                         | 190      | 32     | 25     | ..... | .....    |
| Jefferson ..... | 53      | 156   | 26       | .....      | .....                         | 156      | 1      | 55     | ..... | .....    |
| Johnson .....   | 135     | 335   | 52       | .....      | .....                         | 349      | 97     | 27     | ..... | .....    |
| Karnes .....    | 50      | 176   | 29       | .....      | .....                         | 229      | .....  | 14     | ..... | .....    |
| Kaufman .....   | 130     | 424   | 64       | .....      | .....                         | 444      | 172    | .....  | ..... | .....    |
| Kerr .....      | 65      | 76    | 12       | .....      | .....                         | 72       | 3      | 74     | ..... | .....    |
| Lamar .....     | 257     | 254   | 307      | .....      | .....                         | 421      | 379    | .....  | ..... | .....    |
| Lampasas .....  | 100     | 81    | 22       | .....      | .....                         | 160      | 1      | 14     | ..... | .....    |

| For<br>Governor     | Lubbock | Clark | Chambers | Scattering | For<br>Lieutenant<br>Governor | Crockett | Foscoe | Taylor | Jones | Hemphill |
|---------------------|---------|-------|----------|------------|-------------------------------|----------|--------|--------|-------|----------|
| Counties            |         |       |          |            |                               |          |        |        |       |          |
| Lavaca .....        | 184     | 184   | 402      | .....      |                               | 602      | 19     | 22     | ..... | .....    |
| Leon .....          | 312     | 96    | 279      | .....      |                               | 533      | 131    | .....  | ..... | .....    |
| Liberty .....       | 181     | 67    | 151      | .....      |                               | 201      | 189    | .....  | ..... | .....    |
| Limestone .....     | 219     | 274   | 68       | .....      |                               | 502      | 3      | 3      | ..... | .....    |
| Live Oak .....      | 48      | 100   | 3        | .....      |                               | 122      | .....  | 18     | ..... | .....    |
| Llano .....         | 52      | 55    | 23       | .....      |                               | 103      | .....  | 13     | ..... | .....    |
| McLennan .....      | 96      | 119   | 487      | .....      |                               | 545      | 7      | 1      | ..... | .....    |
| Madison .....       | 56      | 2     | 121      | .....      |                               | 170      | 4      | .....  | ..... | .....    |
| Marion .....        | 65      | 163   | 193      | .....      |                               | 91       | 314    | 7      | ..... | .....    |
| Mason .....         | .....   | ..... | .....    | .....      |                               | .....    | .....  | .....  | ..... | .....    |
| Matagorda .....     | 88      | 60    | 13       | .....      |                               | 74       | 74     | .....  | ..... | .....    |
| Medina .....        | 57      | 48    | 38       | .....      |                               | 99       | .....  | 39     | ..... | .....    |
| Milam .....         | 93      | 130   | 349      | .....      |                               | 481      | 17     | 37     | ..... | .....    |
| Montague .....      | 129     | 24    | 43       | 1          |                               | 46       | 22     | .....  | ..... | .....    |
| Montgomery .....    | 106     | 46    | 244      | .....      |                               | 345      | 35     | .....  | ..... | .....    |
| Nacogdoches .....   | 240     | 392   | 151      | .....      |                               | 570      | 149    | .....  | ..... | .....    |
| Navarro .....       | 242     | 274   | 90       | .....      |                               | 479      | 4      | 36     | ..... | .....    |
| Newton .....        | 49      | 207   | 32       | .....      |                               | 150      | 34     | 10     | ..... | .....    |
| Nueces .....        | 73      | 257   | 10       | 2          |                               | 176      | 33     | 89     | ..... | .....    |
| Orange .....        | 124     | 34    | 5        | .....      |                               | 112      | 31     | 1      | ..... | .....    |
| Palo Pinto .....    | 16      | 101   | 1        | .....      |                               | 81       | 13     | 3      | ..... | .....    |
| Panola .....        | 51      | 606   | 22       | .....      |                               | 393      | 259    | .....  | ..... | .....    |
| Parker .....        | 321     | 445   | 11       | .....      |                               | 712      | 31     | 3      | ..... | .....    |
| Polk .....          | 112     | 19    | 322      | .....      |                               | 343      | 97     | 5      | ..... | .....    |
| Red River .....     | 312     | 108   | 337      | .....      |                               | 69       | 655    | 3      | ..... | .....    |
| Refugio .....       | 15      | 83    | 5        | .....      |                               | 92       | .....  | 11     | ..... | .....    |
| Robertson .....     | 130     | 123   | 28       | 1          |                               | 212      | 64     | .....  | ..... | .....    |
| Rusk .....          | 302     | 752   | 105      | .....      |                               | 463      | 664    | .....  | ..... | .....    |
| Sabine .....        | 66      | 167   | .....    | .....      |                               | 234      | .....  | .....  | ..... | .....    |
| San Augustine ..... | 59      | 266   | 12       | .....      |                               | 322      | 12     | .....  | ..... | .....    |
| San Patricio .....  | 5       | 49    | 17       | .....      |                               | 68       | .....  | 2      | ..... | .....    |
| San Saba .....      | 53      | 77    | .....    | .....      |                               | 140      | .....  | .....  | ..... | .....    |
| Shelby .....        | 40      | 325   | 122      | .....      |                               | 271      | 85     | 72     | ..... | .....    |
| Smith .....         | 201     | 869   | 8        | .....      |                               | 214      | 865    | .....  | ..... | .....    |
| Starr .....         | 42      | 117   | 61       | .....      |                               | 61       | .....  | 159    | ..... | .....    |
| Tarrant .....       | 148     | 578   | 82       | .....      |                               | 536      | 228    | 4      | ..... | .....    |
| Titus .....         | 530     | 117   | 118      | 2          |                               | 661      | 113    | 2      | ..... | .....    |
| Travis .....        | 504     | 188   | 118      | .....      |                               | 123      | 697    | .....  | ..... | .....    |
| Trinity .....       | 85      | 193   | 100      | .....      |                               | 236      | 117    | 8      | ..... | .....    |
| Tyler .....         | 120     | 244   | 115      | 19         |                               | 376      | 14     | 31     | ..... | .....    |
| Upshur .....        | 383     | 686   | 75       | .....      |                               | 807      | 224    | 29     | ..... | .....    |
| Uvalde .....        | 24      | 90    | 7        | .....      |                               | 97       | 2      | 10     | ..... | .....    |
| Van Zandt .....     | 67      | 215   | 7        | .....      |                               | 121      | 128    | .....  | ..... | .....    |
| Victoria .....      | 89      | 97    | 199      | .....      |                               | 358      | 20     | .....  | ..... | .....    |
| Walker .....        | 234     | 37    | 316      | .....      |                               | 481      | 79     | .....  | ..... | .....    |
| Washington .....    | 458     | 77    | 625      | .....      |                               | 1182     | 16     | .....  | ..... | .....    |
| Webb .....          | 4       | 26    | 6        | .....      |                               | 7        | .....  | 28     | ..... | .....    |
| Wharton .....       | 49      | 114   | 15       | 1          |                               | 75       | 92     | .....  | ..... | .....    |
| Williamson .....    | 193     | 122   | 151      | 1          |                               | 409      | 2      | 57     | ..... | .....    |
| Wilson .....        | 63      | 55    | 46       | .....      |                               | 145      | 8      | 8      | ..... | .....    |
| Wise .....          | 36      | 228   | 24       | .....      |                               | 169      | 27     | .....  | ..... | .....    |
| Wood .....          | 274     | 307   | 28       | .....      |                               | 401      | 219    | .....  | ..... | .....    |
| Young .....         | 35      | 13    | 12       | .....      |                               | 41       | 14     | .....  | ..... | .....    |
| Zapata .....        | 79      | 10    | .....    | .....      |                               | .....    | .....  | 89     | ..... | .....    |



**John M. Crockett**  
**Lieutenant Governor**  
**1861 - 1863**

Photograph from  
George Jackson, *Sixty Years in*  
*Texas* (Second edition; Dallas:  
Wilkinson Printing Company, 1908),  
355.

For Governor, F. R. Lubbock received 21,854 votes, Edward Clark received 21,730 votes, and T. J. Chambers received 13,733 votes. Plurality (majority) for F. R. Lubbock, 124 votes.

For Lieutenant Governor, John M. Crockett received 38,321, and F. F. Foscoe received 12,160 votes.

F. R. Lubbock having received the highest vote for Governor and John M. Crockett the highest for Lieutenant Governor they were severally declared by the Speaker duly and constitutionally elected Governor and Lieutenant Governor of the State of Texas for the term of two years from the seventh instant. The Senators then returned to their chamber.

Mr. Harcourt offered the following resolution: "**Resolved**, That the Sergeant-at-Arms be instructed to have the desks of the Senate Chamber repaired and new locks and keys furnished." Adopted.

Honorable Pryor Lea, Senator elect from the 29th District, came forward, presented his credentials, took the oath prescribed by the Constitution and his seat.

On motion the Senate adjourned until 10 o'clock A. M. tomorrow.

Wednesday, November 6, 1961

Senate met pursuant to adjournment. Roll called. Quorum present. The journal of the preceding day was read and adopted.

Mr. Burnett, Chairman of Committee on Rules and Regulations, made the following report:

Your committee who was appointed to examine and to make such alterations and amendments to the rules of the Senate as would be necessary for the dispatch of business have had the same under consideration and unanimously recommend the rules of the Eighth Legislature without alteration.

Mr. Harcourt offered the following resolution: "**Resolved**, That the office of Second Assistant Secretary of the Senate is hereby created for the present session and that the Senate now proceed to an election of said officer." On motion of Mr. Shelley the resolution was laid over until 10 o'clock A. M., Tuesday, 12th instant.

Mr. Burnett offered the following resolution: "**Resolved**, That the Secretary be instructed to have one hundred copies of the rules and regulations of the Senate printed for the use of the Senate."

Mr. Scarborough moved to take up the report of the Committee on Rules and Regulation. Carried. The report was then read and adopted, whereupon on motion of Mr.